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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK
Alfonso Springer, Plaintiff,

M CLERK'S OFFICE U.S. DISTRICT COURT, E.D.N.Y. STA

★ SEP 2 1 2005 ★

BROOKLYN OFFICE ORDER

CV-05-1835(FB)(LB)

-VS-

William Powers, Warden,

Defendants.

On September 1, 2005 the *pro se* petitioner filed a motion for summary judgment. His pending petition pursuant to T. 28 U.S.C. Section 2254 is fully briefed and under advisement. Accordingly it is

HEREBY ORDERED that pro se petitioner's motion is DENIED.

UNITED STATES DISTRICT JUDGE

DATED: Brooklyn, N.Y. September 16, 2005

cc.: Alfonso Springer, pro se plaintiff